

LICENSE AGREEMENT

THIS AGREEMENT, made this 12th day of November, 2002, between the **COUNTY OF YORK, VIRGINIA**, hereinafter referred to as the County, and **THOMAS E. RICHARDSON** and **DEBORAH R. RICHARDSON**, husband and wife, their successors and assigns, hereinafter referred to as the Licensee.

WITNESSETH: That the County hereby grants to the Licensee a license to use, for the purpose hereinafter set forth, the unimproved portion of that strip of land 22 feet in width (hereinafter referred to as the Property) and designated as "22' R/W" as shown on that certain plat entitled "PLAT OF: PARCELS 'A' THRU 'F' INCLUSIVE, R. F. PRESSON, ESTATE AND W. M. PRESSON, ESTATE," dated Jan. 1968 and prepared by Stephen Stephens, which is recorded in the Clerk's Office of the Circuit Court for the County of York, Virginia, in Plat Book 8, page 97.

The license herein described and provided for is given by the County without any consideration received from the Licensee and shall be subject to the following terms and conditions:

1. This license is given solely for the purpose of the installation of a necessary waterline to serve Parcel C as shown on the above-referenced plat, also identified as York County Tax Map Parcel 025-2-C, provided that the waterline shall be located outside of the area that would be paved if a public right-of-way were to be constructed therein. Any and all utilities placed within the Property shall be in accordance with a plan submitted to and approved by the County. The Licensee shall be responsible for the repair and maintenance of any and all improvements made to the Property. The County shall not be responsible for maintaining any such utility line.
2. This license shall be non-exclusive and shall be subject to the right hereby reserved by the County to grant any permit, easement, or any other right or rights whatsoever to any private, governmental, or any other entity for any purpose whatsoever at any time and for any period of time.
3. The Licensee shall be liable to the County for any damage to the Property or any improvements now or hereafter erected thereon, which is caused by the Licensee or by an employee, agent or contractor of the Licensee.
4. The Licensee shall indemnify the County and its officers, agents, and employees and hold them harmless for any loss or damage to property or any person, caused or contributed to by the Licensee's exercise of the rights and privileges herein granted, or the existence thereof.

5. The Licensee may abandon or terminate the license herein granted at any time, upon which event Licensee shall remove any utilities placed by Licensee within the Property at Licensee's expense, within thirty (30) days of such termination. If the Licensee desires at any time to terminate this license, it shall give thirty (30) days written notice to the County and Licensee shall have thirty (30) days thereafter to remove such improvements. The Licensee shall be liable for any damage to the Property occasioned by such removal. In the event that the Licensee either terminates or abandons the license and thereafter fails to remove any facilities or improvements within thirty (30) days, the County may remove such facilities or improvements and repair any damages caused thereby, and Licensee shall be liable for all costs thereof.

6. In the event that the unimproved road which is the subject of this license agreement shall at any time be improved and accepted into the State Secondary System of Highways for public maintenance, then Licensee shall upon request and at Licensee's own cost relocate any of Licensee's utility lines as may be required by the Virginia Department of Transportation.

Any notice required or provided for herein shall be conclusively deemed to have been given if mailed to a party as follows:

To the County: County Administrator
P.O. Box 532
Yorktown, VA 23690

To the Licensee: Mr. & Mrs. Thomas E. Richardson

IN WITNESS THEREOF, the County has caused its name to be hereto signed by the County Administrator, he being duly authorized to do so by Resolution R02-199, passed by the York County Board of Supervisors on the _____ day of December, 2002.

Thomas E. Richardson

Deborah R. Richardson

COUNTY OF YORK, VIRGINIA

By _____
County Administrator

Approved as to form:

County Attorney

FORMS/license agr-richardson.doc